

**STATE OF ILLINOIS
SECRETARY OF STATE
SECURITIES DEPARTMENT**

IN THE MATTER OF: BRUCE KEVIN DEAKIN

)
) **FILE NO. 0400209**
)

SUMMARY ORDER OF DENIAL

TO THE RESPONDENT: Bruce Kevin Deakin
111 West Huron Street, Suite 305
Chicago, Illinois 60610

c/o DS Realty & Capital Markets, Incorporated
111 West Huron Street, Suite 305
Chicago, Illinois 60610

WHEREAS, on March 12, 2004, DS Realty & Capital Markets, Incorporated, an investment adviser with registration pending, filed a Form U-4 application for registration of Bruce Deakin (the "Respondent") as an investment adviser representative in the State of Illinois,

WHEREAS, pursuant to the authority granted under Section 11.F of the Illinois Securities Law of 1953 [815 ILCS 5] (the "Act"), the Secretary of State has determined that Respondent's application ("Application") for registration as an investment adviser representative in the State of Illinois is subject to a Summary Order of Denial;

WHEREAS, the Secretary of State finds that the grounds for such Summary Order of Denial are as follows:

1. That on the Application Respondent disclosed that between March 1990 and September 1993, he was charged with/convicted of the following:
 - a. "McDonough County, Macomb Illinois 3/9/91 1 felony count of possession of a weapon by a felon 1 felony count of residential burglary convicted on both charges. Sentenced to 4 and 3 years in the Illinois Department of Corrections. Began 3/9/1991 released on parole 9/9/1992 released from parole 3/9/1992."

Summary Order of Denial

-2-

- b. "McDonough County, Macomb Illinois, 06/01/1990 Sometime in first week of June 1990. 1 felony charge of deceptive practice by check. convicted in May 1991 to 3 years Illinois Department of Corrections. Including time served 18 months in IDOC and 6 months of parole complete in 3/1993."
 - c. "Jackson County, Murphysboro Illinois. 06/01/1990 sometime in first week of June 1990. all punishments complete 1 count of misdemeanor theft, 2 counts of felony forgery. Pled innocent. 02/11/1991 time served in February. Convicted/pled guilty on 1 count of misdemeanor theft. Convicted/pled guilty on 1 count of felony forgery. 1 count of forgery dropped. Sentenced to time served in Jackson County Jail on 2/11/1991, fined and released on 2 years probation. Fines paid in November 1992."
 - d. "Lake County, Waukegan Illinois. 01/17/1990 charged w/1 count of felony burglary to motor vehicle. 03/15/1990 felony burglary reduced to misdemeanor, sentence to probabtion. 3/15/1990."
- 2. That Section 8.E(1)(b) of the Act provides, inter alia, that the registration of an investment adviser representative may be denied if the Secretary of State finds that such applicant for registration as an investment adviser representative has engaged in any fraudulent business practice.
 - 3. That by virtue of the foregoing, the Respondent's registration as an investment adviser representative in the State of Illinois is subject to denial pursuant to Section 8.E(1)(b) of the Act.
 - 4. That Section 8.E(1)(m) of the Act provides, inter alia, that the registration of an investment adviser representative may be denied if the Secretary of State finds that such applicant for registration as an investment adviser representative has conducted a continuing course of dealing of such nature as to demonstrate an inability to properly conduct the business of investment adviser representative.
 - 6. That by virtue of the foregoing, the Respondent's registration as an investment adviser representative in the State of Illinois is subject to denial pursuant to Section 8.E(1)(m) of the Act.

NOW IT IS HEREBY ORDERED THAT:

The Respondent's application for registration as an investment adviser representative in the State of Illinois is DENIED, subject to the further Order of the Secretary of State.

Summary Order of Denial

-3-


A public hearing will be set within thirty (30) days of the Respondent's filing a written request for hearing with the Secretary of State at 17 North State Street, Suite 1266, Chicago, Illinois 60602. Said hearing will be held at the aforesaid address before a Hearing Officer duly designated by the Secretary of State. A copy of the Rules under the Act pertaining to contested cases is attached to this Order.

YOUR FAILURE TO REQUEST A HEARING WITHIN THIRTY (30) DAYS AFTER RECEIPT OF THIS ORDER SHALL CONSTITUTE AN ADMISSION OF ANY FACTS ALLEGED HEREIN AND SHALL CONSTITUTE A SUFFICIENT BASIS TO MAKE THIS ORDER FINAL.

You are further notified that if you request a hearing that you may be represented by legal counsel, may present evidence; may cross-examine witnesses and otherwise participate. Failure to so appear shall constitute default, unless any Respondent has upon due notice moved for and obtained a continuance.

Delivery of this Order or any subsequent notice to the designated representative of any Respondent constitutes service upon such Respondent.

Dated: This 29th day of July 2004.


JESSE WHITE
Secretary of State
State of Illinois

Attorney for the Secretary of State:
Daniel A. Tunick
Office of the Secretary of State
Illinois Securities Department
17 North State Street, Suite 1266
Chicago, Illinois 60602
Telephone: (312) 793-3384